

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of: Cary B. Cochenour                          Group Art Unit: 3739  
and Craig G. Cochenour    Examiner: Lee S. Cohen  
  
Serial No.: 10/785,555    Confirmation No.: 8139  
Filed: February 24, 2004    Attorney Docket No.: 040073  
Title: Patient Activated Temperature-Controlled Surface

**RESPONSE AND AMENDMENT  
UNDER 37 CFR 1.114 (SUBMISSION)**

December 6, 2010

Mail Stop RCE  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This is a submission under 37 CFR 1.114 accompanying the Request For Continued Examination filed herewith and is in response to the Official Action mailed September 7, 2010, in connection with the above-captioned Application, having a shortened statutory period for response set to expire up to and including December 7, 2010. Applicants enclose a Request For Continuing Examination and the fee for this Request. In the event that any further fee is required, the Office may deduct the necessary amount from Deposit Account No. 02-4800 in the name of Buchanan Ingersoll PC. The Examiner's rejections have been carefully considered, and in view of the following remarks and amendments to the claims, reconsideration and early allowance of all pending claims is courteously requested. Please amend this Application as follows:

**Listing of Claims** begins on page 3 of this paper

**Remarks** begin on page 7 of this paper.

**Conclusion** begins on page 14 of this paper.

**Authorization** begins on page 15 of this paper.